



Order Filed on November 30,
2018 by Clerk U.S. Bankruptcy
Court District of New Jersey

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY
Caption in Compliance with D.N.J. LBR 9004-1

PORZIO, BROMBERG & NEWMAN, P.C.

100 Southgate Parkway
P.O. Box 1997
Morristown, New Jersey 07962
(973) 538-4006
(973) 538-5146 Facsimile
Warren J. Martin Jr., Esq. (wjmartin@pbnlaw.com)
Kelly D. Curtin, Esq. (kdcurtin@pbnlaw.com)
Rachel A. Parisi, Esq. (raparisi@pbnlaw.com)
Christopher P. Mazza, Esq. (cpmazza@pbnlaw.com)
Counsel to the Debtors

In Re:

Garces Restaurant Group, Inc., d/b/a Garces Group, *et al.*,¹

Debtors.

Case No.: 18-19054 (JNP)

(Jointly Administered)

Chapter: 11

Hearing Date and Time: TBD

**ORDER GRANTING DEBTORS' MOTION TO (I) PAY CERTAIN
UNDISPUTED ADMINISTRATIVE AND PRIORITY CLAIMS AND (II)
OBJECTING TO CERTAIN DISPUTED ADMINISTRATIVE, PRIORITY,
AND/OR UNSECURED CLAIMS**

The relief set forth on the following page, numbered two (2), is **ORDERED**.

DATED: November 30, 2018

A handwritten signature in dark ink, appearing to read "J. Poslusny", is written over a horizontal line.

Honorable Jerrold N. Poslusny, Jr.
United States Bankruptcy Court

¹ The Debtors in these cases and the last four digits of their employee identification numbers are: GRGAC1, LLC d/b/a Amada (7071); GRGAC2, LLC d/b/a Village Whiskey (7079); GRGAC3, LLC d/b/a Distrito Cantina (7109); GRGAC4, LLC (0542); Garces Restaurant Group, Inc. d/b/a Garces Group (0697); Latin Valley 2130, LLC; La Casa Culinary, LLC d/b/a Amada Restaurant (4127); Garces Catering 300, LLC d/b/a Garces Catering (3791); Latin Quarter Concepts, LLC d/b/a Tinto d/b/a Village Whiskey (0067); UrbanFarm, LLC d/b/a JG Domestic (3014); GR300, LLC d/b/a Volver (0347); GRG2401, LLC (7222); GRGChubb1, LLC (8350); GRGKC1, LLC; GRGWildwood, LLC (9683); GRGNY2, LLC (0475); GRGDC2, LLC d/b/a Latin Market (8878); GRGBookies, LLC d/b/a The Olde Bar (4779); and GRGAC5, LLC (9937).

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Debtor: Garces Restaurant Group, Inc., d/b/a Garces Group, *et al.*
Case No.: 18-19054 (JNP)
Caption: MOTION TO (I) PAY CERTAIN UNDISPUTED ADMINISTRATIVE AND PRIORITY CLAIMS AND (II) OBJECTING TO CERTAIN DISPUTED ADMINISTRATIVE, PRIORITY, AND/OR UNSECURED CLAIMS

THIS MATTER, having been presented to this Court upon the Debtors' Motion To (I) Pay Certain Undisputed Administrative And Priority Claims And (II) Objecting To Certain Disputed Administrative, Priority, And/Or Unsecured Claims (the "Motion")² and the Court having jurisdiction to hear and determine this matter under 28 U.S.C. §§ 157 and 1334; and this matter being a core proceeding under 28 U.S.C. § 157(b); and venue of these cases and this matter in this District being proper under 28 U.S.C. §§ 1408 and 1409; and the Court having reviewed the Motion, the Certification of Warren J. Martin, Jr. in Support of the Motion, and any responses thereto; and proper notice of the Motion having been provided; and the relief requested by the Motion being in the best interests of the Debtors' estates, their creditors, and all other parties in interest; and after due deliberation, and sufficient cause appearing; therefore,

IT IS HEREBY ORDERED THAT:

1. The Motion is granted as set forth herein.
2. The Debtors are authorized but not directed to pay the Undisputed Claims set forth in **Exhibit A** to this order.
3. The Claims listed on **Exhibit B** hereto are expunged or modified as set forth therein.
4. Nothing in this Order shall prejudice any of the rights, claims, or defenses of Baldor Specialty Foods, Inc. that were reserved in that *Order Granting the Debtors' Second Omnibus Motion (I) Objecting to Priority and Administrative Claims [Late Filed and/or*

² Capitalized terms not defined in this Order shall have the meanings ascribed to those terms in the memorandum of law submitted in support of the Motion.

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Duplicates and/or Incorrectly Classified], and (II) Objecting to Unsecured Claims [Late Filed],
dated November 13, 2018 [ECF No. 503].

5. The Debtors are authorized to take any action necessary or appropriate to implement this Order and give effect to the relief granted herein.

6. The Court retains jurisdiction to hear and determine any matter arising from or related to the Motion or this Order, including its interpretation, enforcement, or implementation.

EXHIBIT A

Exhibit A
Undisputed Administrative and Priority Claims

Claim Number	Claim Filed	Creditor Name	Priority/ Taxes	503(b)(9)	General Admin	Total	Debtor
13	7/17/2018	Ashley Foods		\$14,318.07		\$14,318.07	Garces Restaurant Group, Inc.
1	7/30/2018	City of Philadelphia	\$60,552.25			\$60,552.25	Garces Restaurant Group, Inc.
31	7/26/2018	City of Philadelphia	\$1,108.59			\$1,108.59	Garces Restaurant Group, Inc.
5	6/27/2018	Department of Treasury - IRS	\$600.00			\$600.00	Garces Restaurant Group, Inc.
1	6/22/2018	Department of Treasury - IRS	\$1,251.97			\$1,251.97	GR300 LLC
2	6/5/2018	Department of Treasury - IRS	\$400.00			\$400.00	GRGAC1 LLC
2	6/22/2018	Department of Treasury - IRS	\$400.00			\$400.00	GRGAC2 LLC
2	6/22/2018	Department of Treasury - IRS	\$400.00			\$400.00	GRGAC3 LLC
2	6/26/2018	Department of Treasury - IRS	\$400.00			\$400.00	GRGBookies LLC
1	6/25/2018	Department of Treasury - IRS	\$400.00			\$400.00	La Casa Culinary LLC
1	6/25/2018	Department of Treasury - IRS	\$400.00			\$400.00	Latin Quarters Concepts LLC
1	7/18/2018	Dunbar Armored Inc.			\$466.26	\$466.26	GRG2401 LLC
4	6/28/2018	Ecotek, LLC			\$170.00	\$170.00	GRGBookies LLC
3	7/9/2018	Ecotek, LLC			\$362.50	\$362.50	Latin Quarters Concepts LLC
7	06/29/2018	First Choice Food Distributors			\$22,500.00	\$22,500.00	Garces Restaurant Group, Inc.
14	6/28/2018	GDI Services, Inc.			\$7,683.37	\$7,683.37	Garces Restaurant Group, Inc.
28	7/23/2018	Metropolitan Bakeri			\$2,638.65	\$2,638.65	Garces Restaurant Group, Inc.
3	6/29/2018	NJ Department of Labor	\$569.35			\$569.35	GRGAC2 LLC
3	6/29/2018	NJ Department of Labor	\$295.54			\$295.54	GRGAC3 LLC
2	6/27/2018	Pennsylvania Dept of Revenue	\$6,171.47			\$6,171.47	Garces Catering 300 LLC
2	6/27/2018	Pennsylvania Dept of Revenue	\$461.86			\$461.86	GR300 LLC
15	9/26/2018	Pennsylvania Dept of Revenue	\$13,970.80			\$13,970.80	GRGBookies LLC
2	6/27/2018	Pennsylvania Dept of Revenue	\$8,028.63			\$8,028.63	La Casa Culinary LLC
2	6/27/2018	Pennsylvania Dept of Revenue	\$7,802.84			\$7,802.84	Latin Quarters Concepts LLC
2	6/27/2018	Pennsylvania Dept of Revenue	\$3,028.91			\$3,028.91	Urbanfarm LLC
39	8/23/2018	South Jersey Rentals, Inc.			\$15,000.00	\$15,000.00	Garces Restaurant Group, Inc.
12	9/18/2018	State of New Jersey Division of Taxation	\$571.91			\$571.91	GRGAC1 LLC
10	9/18/2018	State of New Jersey Division of Taxation	\$501.71			\$501.71	GRGAC2 LLC
12	9/18/2018	State of New Jersey Division of Taxation	\$983.99			\$983.99	GRGAC3 LLC
			\$108,299.82	\$14,318.07	\$48,820.78	\$171,438.67	

EXHIBIT B

EXHIBIT B

NAME	CLAIM TO BE EXPUNGED/MODIFIED	CLAIM CLASSIFICATION	CASE NO.	SCHEDULED AND/OR FILED CLAIMS AMOUNT	BASES FOR OBJECTION	REMAINING AMOUNT/ CLASSIFICATION
Baker Street Bread Co.	Schedule F	General Unsecured	18-19055	\$3,201.95	Waived as part of settlement agreement	\$0.00
Baker Street Bread Co.	Schedule F	General Unsecured	18-19059	\$104.38	Waived as part of settlement agreement	\$0.00
Baker Street Bread Co.	Schedule F	General Unsecured	18-19060	\$10,460.14	Waived as part of settlement agreement	\$0.00
Baker Street Bread Co.	Schedule F	General Unsecured	18-19069	\$1,753.26	Waived as part of settlement agreement	\$0.00
Delong Service Co.	26	Administrative	18-19054	\$725.50	Claim is for services provided to a Debtor, therefore provisions of 11 U.S.C. § 503(b)(9) pertaining to goods received by Debtor during 20 days prior to Petition Date is inapplicable.	\$725.50 (General Unsecured)
Ecotek, LLC	10	Administrative	18-19054	\$280.00	Claim is for services provided to non-Debtor, Garces Trading – Union Gourmet, and should be expunged.	\$0.00
Ecotek, LLC	4	Administrative	18-19050	\$900.00	Claim is for services provided to non-Debtor, Distrito (PA), and should be expunged.	\$0.00
Featherstone Foods, Inc.	49	General Unsecured	18-19054	\$22,619.46	Waived as part of settlement agreement	\$0.00
First Choice Food Distributors	7	General Unsecured	18-19054	\$80,315.72	Claim is for goods provided to three non-Debtor entities and one Debtor (Amada).	\$22,500 (Administrative)
Neil Lebude	15	Administrative	18-	\$1,170.00	Claim already	\$0.00

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NAME	CLAIM TO BE EXPUNGED/MODIFIED	CLAIM CLASSIFICATION	CASE NO.	SCHEDULED AND/OR FILED CLAIMS AMOUNT	BASES FOR OBJECTION	REMAINING AMOUNT/ CLASSIFICATION
			19054		paid in full	
Quad656 LLC	18	General Unsecured	18-19054	\$6,117.55	Waived as part of settlement agreement	\$0.00
Vero Water, Inc.	11	Administrative	18-19054	\$3,024.00	Claim is for accelerated balance of lease agreement for water filtration systems. The property utilizing the filtration systems closed prior to the Petition Date. Furthermore, there is no basis for administrative priority, nor has Vero Water asserted a basis for claiming administrative priority.	\$3,024.00 (General Unsecured)
W.B. Mason Co. Inc.	9	\$573.02 (503(b)(9)) \$196.96 (Administrative)	18-19054	\$769.98	This Proof of Claim related to four separate entities. One entity (Distrito PA), accounting for \$132.99 of the filed claim, is a non-Debtor and should be expunged. The portion of the claim pertaining to Debtor Garces Restaurant Group claims 503(b)(9) and post-petition administrative priority, but the proof submitted shows services provided in May and June of <u>2017</u> , not 2018, and are not	\$362.29 (503(b)(9)) \$274.70 (General Unsecured)

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NAME	CLAIM TO BE EXPUNGED/ MODIFIED	CLAIM CLASSIFICATION	CASE NO.	SCHEDULED AND/OR FILED CLAIMS AMOUNT	BASES FOR OBJECTION	REMAINING AMOUNT/ CLASSIFICATION
					entitled to administrative priority. The Debtors do not contest \$362.29 of asserted 503(b)(9) claims related to Debtors Latin Quarter Concepts, LLC and La Casa Culinary, LLC.	